1 Robert Kapitan, Esq. RECEIVED **FILED** 2 Ohio Bar No.: 0074327 SERVED ON **ENTERED** United Government Security Officers of America COUNSEL/PARTIES OF RECORD 3 8670 Wolff Court, Suite 201 Westminster, CO 80031 MAY 1 3 2015 (330) 703-9307 Michael E. Langton, Esq. **CLERK US DISTRICT COURT** Nevada Bar No.: 0290 DISTRICT OF NEVADA **DEPUTY** 801 Riverside Drive BY: _ Reno, Nevada 89503 8 (775)329-7557 Counsel For Defendants United Government Security Officer of 10 America International Union and 11 United Government Security Officers of America, Local 283 12 13 IN THE UNITED STATES DISTRICT COURT 14 DISTRICT OF NEVADA 15 16 CASE NO. 3:13-CV-00168 ISAAC AVENDANO, et al. 17 **HDM-VPC** Plaintiffs, 18 19 VS. 20 SECURITY CONSULTANTS GROUP, et al. 21 22 Defendants. 23 24 DEFENDANTS UNITED GOVERNMENT SECURITY OFFICERS OF AMERICA, INTERNATIONAL UNION AND UNITED GOVERNMENT SECURITY OFFICERS OF 25 AMERICA, LOCAL 283'S MOTION TO EXCUSE ATTORNEY KAPITAN FROM 26 ATTENDANCE AT THE MAY 14, 2015 STATUS CONFERENCE 27 28

Now come Defendants United Government Security Officers of America, International

Union, and Local 283 (hereinafter "Union Defendants"), and hereby submit their Motion to

be in route to Reno, NV to attend his deposition scheduled for May 15, 2015. Attorney

Excuse Attorney Kapitan from Attendance at the May 14, 2015 Status Conference. A discovery

status conference is currently scheduled for May 14, 2015 at 10 a.m. PST. Attorney Kapitan will

Kapitan's flight will land at 11:39 a.m. on May 14, 2015. Due to this, and considering the facts

that Attorney Langton will be present to represent the Union Defendants, and that there are no

outstanding discovery disputes, Attorney Kapitan's excusal from attendance will not delay these

proceedings. Based on the foregoing, the Union Defendants respectfully request that Attorney

Kapitan be excused from attendance for the May 14, 2015 Status Conference.

Respectfully submitted,

/s/ Robert B. Kapitan ROBERT B. KAPITAN Ohio Reg. 0074327 8670 Wolff Court, Suite 210 Westminster, CO 80031 (303) 650-8515 - telephone (303) 650-8510 - facsimile rkapitan@ugsoa.com

MICHAEL LANGTON Nevada Bar No. 0290 801 Riverside Drive Reno, Nevada 89503 (775) 329-7557

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U.S. MAGISTRATE JUDGE

DATED:

Attorneys for the United Government Security Officers of America, International Union and United Government Security

Officers of America Local 283

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CERTIFICATE OF SERVICE

I hereby certify that on this 13th day of May, 2015, this document(s) was filed through the CM/ECF system and will be sent electronically to the registered participants as identified on the Notice of Electronic Filing (NEF).

/s/ Robert B. Kapitan
Robert B. Kapitan